

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Joe Balyeat, on January 21, 2011 at 10:00 A.M., in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Joe Balyeat, Chairman (R)
Sen. Verdell Jackson, Vice Chairman (R)
Sen. Tom Facey (D)
Sen. Frederick "Eric" Moore (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Donald J. Steinbeisser (R)
Sen. Mitch Tropila (D)
Sen. Gene Vuckovich (D)

Members Excused: Sen. Jeff Essmann (R)
Sen. Bruce Tutvedt (R)
Sen. Jonathan Windy Boy (D)

Members Absent: None

Staff Present: Linda Keim, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 186, 1/18/2011

Executive Action: SB 186, Do Pass; SB 158, Do Pass As Amended; SB 165, (Executive Action not complete); SB 51, Do Pass As Amended (SB 51 Executive Action completed, Fiscal Note received)

HEARING ON SB 186

Opening Statement by Sponsor:

00:01:13 Sen. Donald Steinbeisser (R), SD 19, opened the hearing on SB 186, Provide initial limit of up to \$15,000 for funeral insurance.

Proponents' Testimony:

00:02:03 Jacqueline Lenmark, American Council of Life Insurers (ACLI), Homesteaders Life Insurance Company

00:06:44 Steve Yeakel, Montana Funeral Directors Association, also speaking for Frank Ars, Montana Funeral Directors Association, Forsyth

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:09:11 Sen. Facey

00:09:29 Jacqueline Lenmark, ACLI

00:09:42 Sen. Tropila

00:09:59 Ms. Lenmark

Closing by Sponsor:

00:11:01 Sen. Steinbeisser

00:11:49 Chairman Balyeat

EXECUTIVE ACTION ON SB 186

00:12:01 **Motion/Vote:** Sen. Facey moved that **SB 186 DO PASS**. Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

FINAL EXECUTIVE ACTION ON SB 51

00:12:39 Chairman Balyeat

00:13:04 Sen. Tropila

00:13:11 Pat Murdo, Legislative Services Division (LSD)

00:13:29 Sen. Tropila

Note: The Fiscal Note for SB 51 has been received. SB 51 will be reported out of committee this date. SB 51 was heard on 1/11/11 and Executive Action was taken on 1/14/11.

EXECUTIVE ACTION ON SB 158

00:14:03 **Motion:** Sen. Facey moved that **SB 158 DO PASS.**

00:14:10 **Motion:** Sen. Facey moved that **SB 158 BE AMENDED.**

Discussion:

00:14:22 Sen. Facey
00:15:09 Sen. Moore
00:15:43 Sen. Facey
00:16:28 Chairman Balyeat

00:16:45 **Vote:** Motion carried 6-5 by roll call vote with Sen. Balyeat, Sen. Essmann, Sen. Jackson, Sen. Steinbeisser and Sen. Tutvedt voting no. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

00:17:50 Chairman Balyeat

EXECUTIVE ACTION ON SB 165

00:18:28 **Motion:** Sen. Balyeat moved that **SB 165 DO PASS.**

00:18:58 **Motion:** Sen. Balyeat moved that **SB 165 BE AMENDED.**
[EXHIBIT\(bus16a01\)](#)

Discussion:

00:19:05 Chairman Balyeat
00:20:06 Sen. Tropila
00:20:22 Pat Murdo, LSD
00:21:16 Sen. Tropila
00:21:52 Chairman Balyeat
00:22:49 Sen. Stewart-Peregoy

00:23:14 **Vote:** Motion carried 9-2 by voice vote with Sen. Tropila and Sen. Windy Boy voting no. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

00:23:35 **Motion:** Sen. Balyeat moved that **SB 165 DO PASS AS AMENDED.**

00:23:43 **Motion:** Sen. Stewart-Peregoy moved that **SB 165 BE AMENDED.**
[EXHIBIT\(bus16a02\)](#)

Discussion:

00:24:30 Pat Murdo
00:25:30 Sen. Stewart-Peregoy
00:26:01 Sen. Facey
00:26:27 Chairman Balyeat
00:28:41 Sen. Vuckovich

00:29:36 **Vote:** Motion failed 5-6 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Tropila, Sen. Vuckovich and Sen. Windy Boy voting aye. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

00:31:29 Chairman Balyeat

Discussion on SB 165 As Previously Amended:

00:31:51 Sen. Tropila
00:33:51 Sen. Steinbeisser
00:34:29 Chairman Balyeat

00:36:53 **Vote:** Motion carried 6-5 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Tropila, Sen. Vuckovich and Sen. Windy Boy voting no. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

00:37:00 Chairman Balyeat

Note: Chairman Balyeat later determined that further Executive Action and more discussion was needed to determine what would make the bill more clear, therefore SB 165 will not pass out of Committee at this time

DISCUSSION ON MISCELLANEOUS BILLS IN COMMITTEE

00:38:22 Sen. Facey
00:38:36 Pat Murdo
00:38:47 Chairman Balyeat
00:39:09 Pat Murdo
00:39:15 Sen. Facey

00:40:08 Chairman Balyeat

ADJOURNMENT

Adjournment: 10:42 A.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus16aad.pdf](#))